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8 December 2004

Marlene Dortch
Secretary
Federal Communications Commission
445 12th Street, S.W.
Washington D.C. 20554

Re: WCB Docket Nos. 01-338, 04-313

Dear Ms. Dortch:

On December 7, 2004, the undersigned met with Bryan Tramont, Chief of Staff, regarding the above-referenced dockets. In the course of the presentation, I reiterated the ALTS position in support of nationwide unbundled access to loops and transport, as set out in prior written submissions in this docket. In particular, I emphasized that the Commission should (1) adopt a national impairment finding for DS1 loops or, if it feels compelled to adopt an impairment test for DS1 or DS3 loops, adopt an actual (not potential) competition impairment test; (2) ensure that eligibility criteria for UNEs apply only to the extent needed to ensure that UNEs are not used to provide services for which the Commission has reached a well-supported finding of non-impairment; (3) ensure that an impairment test for interoffice transport that considers both business access lines and so-called "unmatched" fiber collocators requires that the thresholds for both categories be met for a finding of non-impairment, and that the number of collocators be the same regardless of whether it applies to DS3, DS1, or dark fiber transport.

Respectfully submitted,

/s / Jason Oxman

Jason D. Oxman
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ALTS